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9                   UNITED STATES DISTRICT COURT  
10                   WESTERN DISTRICT OF WASHINGTON  
11                   AT TACOMA

12 DENNIS FLOKER,

13                   Plaintiff,

14                   v.

15                   CHERYL JOHNSON, *et al.*,

16                   Defendants.

17                   Case No. C06-5561 RJB/KLS

18                   ORDER RELATING TO  
19                   PLAINTIFF'S REQUEST TO  
20                   SUBMIT ADDITIONAL  
21                   BRIEFING (DKT. # 166)

22 Plaintiff requests an opportunity to file a reply to any supplemental briefing submitted by Defendants  
23 regarding the impact of the Eastern District Court's judgment on the pending motions in this case and that he  
24 be allowed to respond to Defendants' pending summary judgment motion. Dkt. # 166. In the Court's Order  
25 Directing Briefing and Lifting Stay (Dkt. # 164), Plaintiff was granted leave to file a reply by December 19,  
26 2009. *See* Dkt. # 164, p. 2. The Court also stated that it may re-note Defendants' motion for summary  
27 judgment after it has resolved Plaintiff's pending motion to amend. *Id.* At this time, the Court will not  
28 accept additional briefing on Defendants' motion for summary judgment.

However, as Plaintiff appears to have misunderstood the Court's earlier Order, the Court shall  
grant him additional time to submit his reply to Defendants' Supplemental Briefing and Response to  
Plaintiff's Motion to Amend filed on December 12, 2008. *See* Dkt. # 165.

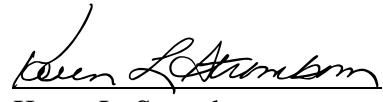
Accordingly, it is **ORDERED**:

1           (1) Plaintiff may submit only a reply to the supplemental briefing filed at Dkt. # 165 **on or**  
2           **before January 16, 2009;**  
3           (2) The Clerk shall send copies of this Order to Plaintiff and counsel for Defendants.

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5           DATED this 31st day of December, 2008.

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8           Karen L. Strombom  
9           United States Magistrate Judge

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